

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SACRAMENTO

PLANNING AND CONSERVATION LEAGUE  
a California not for profit corporation, PLUMAS  
COUNTY FLOOD CONTROL AND WATER  
CONSERVATION DISTRICT, a California public  
agency; CITIZENS PLANNING ASSOCIATION  
OF SANTA BARBARA COUNTY, INC., a  
California not for profit corporation,

Plaintiffs and Petitioners,

v.

DEPARTMENT OF WATER RESOURCES, a  
California State Agency, et al.,

Defendants and Respondents.

Case No. 95CS03216

PEREMPTORY WRIT OF MANDATE  
(Public Resources Code § 21168.9)

TO: Respondents California Department of Water Resources and Central Coast  
Water Authority:

The Third District Court of Appeal, in its decision in Planning and Conservation  
League v. Department of Water Resources (2000) 83 Cal.App.4th 892, having directed  
this Court to issue a Peremptory Writ of Mandate,

YOU ARE HEREBY COMMANDED to comply with the following:

1. Respondent Central Coast Water Authority shall set aside its October 26,  
1995 certification that the Final Programmatic Environmental Impact Report for  
Implementation of the Monterey Agreement (the 1995 Monterey Agreement EIR) was  
completed in compliance with the California Environmental Quality Act [AR 2183].

2. Respondent Department of Water Resources (DWR) shall:

(a) set aside its December 13, 1995 certification, as responsible agency, that the 1995 Monterey Amendment EIR is adequate under the California Environmental Quality Act [AR 1875]; and

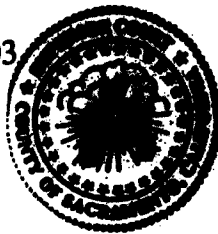
(b) as lead agency, prepare and certify a new EIR. in compliance with the Court of Appeal's decision, the California Environmental Quality Act, and the Settlement Agreement.

3. Upon completion and certification of the new EIR, Respondent DWR shall make written findings and decisions and file a notice of determination identifying the components of the project analyzed in the new EIR, all in the manner prescribed by sections 15091 - 15094 of the CEQA Guidelines.

4. Respondent DWR shall, upon the filing of a Notice of Determination, submit the new EIR, the written findings, the Notice of Determination, and such additional documents as this Court may order by way of return to this writ of mandate.

5. This Court shall retain jurisdiction over this proceeding until DWR files a return that complies with this Writ of Mandate, and this Court issues an order discharging this Writ of Mandate. Except as provided, this Writ of Mandate shall not limit or constrain the lawful jurisdiction and discretion of the Department of Water Resources.

Dated: MAY 20 2003, 2003



*J West* for Jody Patel  
Clerk of the Superior Court

Let the foregoing writ issue:

*Loren E. McMaster*  
Judge of the Superior Court

LOREN E. McMASTER